



General Assembly

January Session, 2017

## ***Amendment***

LCO No. 7034



Offered by:  
SEN. CASSANO, 4<sup>th</sup> Dist.

To: Subst. Senate Bill No. 977

File No. 567

Cal. No. 308

### ***"AN ACT CONCERNING ACCESS TO ORIGINAL BIRTH RECORDS BY ADULT ADOPTED PERSONS."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (c) of section 7-53 of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective July*  
5 *1, 2017*):

6 (c) Upon request, the department shall issue an uncertified copy of  
7 an original certificate of birth to (1) an adopted person who is eighteen  
8 years of age or older, [whose adoption was finalized on or after  
9 October 1, 1983,] or (2) such adopted person's adult child or  
10 grandchild. Such certificate shall be marked with a notation by the  
11 issuer that such original certificate of birth has been superseded by a  
12 replacement certificate of birth as on file. Additionally, a notice stating  
13 that information related to the birth parents' preferences regarding  
14 contact by such adopted person or such adopted person's adult child  
15 or grandchild and a medical health history form completed by the

16 birth parent may be on file with the Department of Children and  
17 Families shall be printed on such certificate or attached thereto.

18 Sec. 2. Section 7-53a of the general statutes is repealed and the  
19 following is substituted in lieu thereof (*Effective July 1, 2017*):

20 (a) Not later than January 1, [2016] 2018, and annually thereafter  
21 until January 1, [2021] 2023, the Commissioner of Public Health shall  
22 submit a report, in accordance with the provisions of section 11-4a,  
23 concerning the number of original birth certificates issued annually to  
24 adopted persons eighteen years of age or older, [whose adoption was  
25 finalized on or after October 1, 1983,] or the adult children or  
26 grandchildren of adopted persons in accordance with section 7-53, as  
27 amended by this act, to the joint standing committee of the General  
28 Assembly having cognizance of matters relating to public health.

29 (b) Not later than January 1, [2016] 2018, and annually thereafter  
30 until January 1, [2021] 2023, the Commissioner of Children and  
31 Families shall submit a report, in accordance with the provisions of  
32 section 11-4a, concerning the number of contact preference forms and  
33 medical health history forms annually filed with the department in  
34 accordance with section 17a-60a to the joint standing committee of the  
35 General Assembly having cognizance of matters relating to public  
36 health. The report shall include the number of birth parents that  
37 selected each option described in section 17a-60a.

38 Sec. 3. Subsection (c) of section 45a-751b of the general statutes is  
39 repealed and the following is substituted in lieu thereof (*Effective July*  
40 *1, 2017*):

41 (c) Regardless of the date parental rights were terminated, on or  
42 after July 1, [2015] 2017, the Department of Public Health shall, upon  
43 request, issue an uncertified copy of an original birth certificate to an  
44 adopted person eighteen years of age or older who is the subject of the  
45 birth certificate, [and whose adoption was finalized on or after October  
46 1, 1983,] or such adopted person's adult child or grandchild, in  
47 accordance with the provisions of section 7-53, as amended by this act.

48 Sec. 4. Section 45a-751c of the general statutes is repealed and the  
49 following is substituted in lieu thereof (*Effective July 1, 2017*):

50 [(a) On the petition of an adopted person who is eighteen years of  
51 age or older and whose adoption was finalized prior to October 1,  
52 1983, or such adopted person's adult child or grandchild, the Probate  
53 Court or the Superior Court that finalized an adoption or appointed a  
54 guardian ad litem in accordance with section 45a-753 shall issue an  
55 order directing the Department of Public Health to issue an uncertified  
56 copy of an original birth certificate to such adopted person or such  
57 adopted person's child or grandchild in accordance with subsection (b)  
58 of section 7-53, provided each birth parent named on the original birth  
59 certificate: (1) Consents to the release of identifying information in  
60 accordance with sections 45a-751 to 45a-751b, inclusive; (2) is deceased;  
61 or (3) a legal representative or guardian ad litem consents to the  
62 release of identifying information on behalf of the birth parent in  
63 accordance with section 45a-753. Nothing in this section shall limit the  
64 right of an adopted person eighteen years of age or older whose  
65 adoption was finalized on or after October 1, 1983, or such adopted  
66 person's adult child or grandchild to obtain an uncertified copy of an  
67 original birth certificate pursuant to section 7-53.]

68 [(b)] On the petition of an authorized applicant, as defined in section  
69 45a-743, the Probate Court or the Superior Court that finalized an  
70 adoption or appointed a guardian ad litem in accordance with section  
71 45a-753 shall issue an order directing the Department of Public Health  
72 to issue an uncertified copy of an original birth certificate to the  
73 authorized applicant in accordance with subsection (b) of section 7-53,  
74 provided the person named in the certificate of birth is deceased and  
75 each birth parent named on the original birth certificate: (1) Consents  
76 to the release of identifying information, in accordance with sections  
77 45a-751 to 45a-751b, inclusive, as amended by this act; (2) is deceased;  
78 or (3) a legal representative or guardian ad litem consents to the  
79 release of identifying information on behalf of the birth parent, in  
80 accordance with section 45a-753.

81       Sec. 5. (NEW) (*Effective July 1, 2017*) If the Department of Public  
82       Health makes a good faith effort to provide an uncertified copy of an  
83       original birth certificate to an adopted person eighteen years of age or  
84       older pursuant to subsection (c) of section 7-53 of the general statutes,  
85       as amended by this act, but is unable to do so, such adopted person  
86       may petition a court of competent jurisdiction to issue an order  
87       directing the child-placing agency, as defined in section 45a-707 of the  
88       general statutes, that was involved in the adoption of such person to  
89       provide such person with the true and correct identifying information  
90       that would have appeared on his or her original birth certificate."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2017</i>	7-53(c)
Sec. 2	<i>July 1, 2017</i>	7-53a
Sec. 3	<i>July 1, 2017</i>	45a-751b(c)
Sec. 4	<i>July 1, 2017</i>	45a-751c
Sec. 5	<i>July 1, 2017</i>	New section